IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

Crl.Rev.Pet.No. 1062 of 2003()

CC.161/1997 of JUDL.MAGISTRATE OF FIRST CLASS-I, ALUVA
CRA.524/2001 of ADDL.SESSIONS COURT, N PARAVUR

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REVN. PETITIONER: APPELLANT/ACCUSED

CAMILLUS S/O. AUGUSTINE, KALLUPURATH HOUSE, J.M.ROAD, NAZARETH, ALUVA.

BY ADV. SRI.DINESH MATHEW J.MURICKEN
SRI.P.V.BALAKRISHNAN

RESPONDENTS: RESPONDENTS/COMPLAINANTS

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1. M.C.BABY, MANJALY HOUSE, MALLUSSERY, VETTEPARAMBU P.O., KURUMASSERY (VIA).

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM

BY ADV. SRI. C.M. KAMMAPPU, PUBLIC PROSECUTOR
SRI.MATHEW P.MANAVALAN

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 23/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL.M.P. NO. 3991/2003 IN CRL.R.P. NO. 1062/2003

DISMISSED

ORDER ON CRL. M.A. NO. 3565/2007 IN CRL. R.P. NO. 1062/2003

CLOSED

23.03.2007 SD/- K.R. UDAYABHANU, JUDGE.

/True Copy/

P.A to Judge.

K.R.UDAYABHANU, J.

CRL. R.P. NO 1062 OF 2003

O R D E R

23nd March, 2007

K.R.UDAYABHANU, J.

CRL.R.P.NO. 1062 of 2003

Dated this the 23rd day of March, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months.

2. The revision petitioner has only sought for modification of sentence. It is submitted that the revision petitioner is undergoing imprisonment. In the circumstances, sentence is modified to the period of imprisonment already undergone and to pay a compensation of Rs. 68,900/- vide section 357(3) Cr.P.C and in default to undergo simple imprisonment for three months. The revision petitioner is ordered to be released on remitting the compensation amount before Judicial First Class Magistrate -I, Aluva.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE

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